

UNITED STATES OF AMERICA,)	Case No. CR18-216-RSL
	}	
Plaintiff,	}	
	}	
v.	}	ORDER GRANTING MOTION TO CONTINUE TRIAL AND EXTEND PRETRIAL MOTIONS DEADLINE
	}	
MOHAMED SOUMAH,	}	
	}	
Defendant.	}	

1. The Court adopts the facts set forth in the unopposed motion; specifically, that defense counsel needs additional time to prepare for trial, which includes a potential consultation with an outside expert. The Court accordingly finds that a failure to grant a continuance would deny counsel, and any potential future counsel, the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv).

2. The Court finds that a failure to grant a continuance would likely result in a miscarriage of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i).

1 3. The Court finds that the additional time requested between November 19,
2 2018, and the proposed trial date of March 11, 2019 is a reasonable period of delay, as
3 defense counsel needs additional time to review discovery, conduct legal research and
4 an independent investigation, and potentially consult with an outside expert. This
5 additional time is necessary to provide defense counsel reasonable time to prepare for
6 trial, considering all of the facts set forth above.

7 4. The Court further finds that this continuance would serve the ends of
8 justice, and that these factors outweigh the best interests of the public and the defendant
9 in a more speedy trial, within the meaning of 18 U.S.C. § 3161(H)(7)(A).

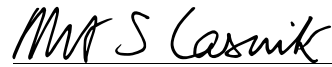
10 5. Defendant has signed a waiver indicating that he has been advised of his
11 right to a speedy trial and that, after consulting with counsel, he has knowingly and
12 voluntarily waived that right and consented to the continuation of his trial to a date up
13 to and including March 25, 2019, Dkt. #18, which will permit trial to start on March 11,
14 2019, per defense counsel's request.

15 IT IS HEREBY ORDERED that the trial date be continued from November 19,
16 2018, to March 11, 2019.

17 IT IS FURTHER ORDERED that the pretrial motions cutoff date be continued
18 to January 25, 2019.

19 IT IS FURTHER ORDERED that the period of time from the current trial date
20 of November 19, 2018, up to and including March 25, 2019, shall be excludable time
21 pursuant to the 18 U.S.C. § 3161, *et seq.* The period of delay attributable to this filing
22 and granting of this motion is excluded for speedy trial purposes pursuant to 18 U.S.C.
23 §§ 3161(h)(1)(D), (h)(7)(A), and (h)(7)(B).

1 DATED this 1st day of November, 2018.

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4 Robert S. Lasnik
5 United States District Judge
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